

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

In re:

BENDCO, INC.

Debtor.

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§  
§  
§  
§  
§

Case No. 18-30849  
Chapter 11

**MOTION TO EXTEND TIME TO FILE DISCLOSURE STATEMENT  
AND CHAPTER 11 PLAN OF REORGANIZATION**

THIS MOTION SEEKS AN ORDER THAT MAY ADVERSELY AFFECT YOU. IF YOU OPPOSE THE MOTION, YOU SHOULD IMMEDIATELY CONTACT THE MOVING PARTY TO RESOLVE THE DISPUTE. IF YOU AND THE MOVING PARTY CANNOT AGREE, YOU MUST FILE A RESPONSE AND SEND A COPY TO THE MOVING PARTY. YOU MUST FILE AND SERVE YOUR RESPONSE WITHIN 21 DAYS OF THE DATE THIS WAS SERVED ON YOU. YOUR RESPONSE MUST STATE WHY THE MOTION SHOULD NOT BE GRANTED. IF YOU DO NOT FILE A TIMELY RESPONSE, THE RELIEF MAY BE GRANTED WITHOUT FURTHER NOTICE TO YOU. IF YOU OPPOSE THE MOTION AND HAVE NOT REACHED AN AGREEMENT, YOU MUST ATTEND THE HEARING. UNLESS THE PARTIES AGREE OTHERWISE, THE COURT MAY CONSIDER EVIDENCE AT THE HEARING AND MAY DECIDE THE MOTION AT THE HEARING.

REPRESENTED PARTIES SHOULD ACT THROUGH THEIR ATTORNEY.

**To the Honorable David R. Jones  
Chief United States Bankruptcy Judge:**

1. Debtor Bendco, Inc. filed a voluntary petition for relief under Chapter 11 Of Title 11 of the United States Code on February 28, 2018 (the "Date of Petition"). From and since the Date of Petition, the Debtor has maintained possession of its property, and has continued to remain in control of its ongoing business affairs as a Debtor-in-possession pursuant to the provisions of 11 U.S.C. §§ 1107 and 1108.

2. The Debtor is required to file a plan of reorganization and disclosure statement by December 31, 2018.

3. The Debtor is trying to negotiate a sale of its assets and a disruptive event has sidetracked the Debtor. Therefore, the Debtor needs additional time to resolve these issues in order to propose a viable plan of reorganization.

4. The Debtor believes it is in the best interest of the estate and the creditors to extend time for filing the Debtor's Disclosure Statement and Plan until March 1, 2019.

Wherefore premises considered, the Debtor respectfully moves this Court to extend the deadline to file a Plan and Disclosure Statement until March 1, 2019.

Respectfully submitted,

/s/ Richard Lee Fuqua

Richard Lee Fuqua  
Texas Bar #07552300  
5005 Riverway, Suite 250  
Houston, Texas 77056  
713.960.0277  
Attorney for the Debtor

#### **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing has been served this date upon all parties listed on the attached service list pursuant to the Federal Rules of Bankruptcy Procedure via either electronic transmission, PACER/ECF or United States mail on the 27<sup>th</sup> day of December, 2018.

/s/ Richard Lee Fuqua

Richard Lee Fuqua

#### **CERTIFICATE OF CONFERENCE**

This is to certify that I have attempted to contact Hector Duran with the Office of the United States Trustee regarding the relief requested in this motion. It is believed that the motion is unopposed.

/s/ Richard Lee Fuqua

Richard Lee Fuqua

Bendco, Inc.  
801 Houston Ave.  
Pasadena, TX 77502

Richard L. Fuqua  
Fuqua & Associates, PC  
5005 Riverway, Suite 250  
Houston, TX 77056

U.S. Trustee  
515 Rusk Ave., Ste. 3516  
Houston, TX 77002

20 LARGEST UNSECURED  
CREDITORS:

TXU Energy  
PO Box 650638  
Dallas, TX 75265

CAN Capital Asset Servicing, Inc.  
Fora Financial  
242 W. 36th St.  
New York, NY 10018

Bank of America  
PO Box 660576  
Dallas, TX 75266-0576

Knight Capital Funding II  
9 East Lockerman St #3A-543  
Dover, DE 19001

G&A Partners  
17220 Katy Fwy #350  
Houston, TX 77094

Tech Induction  
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Shelby Township, MI 48315

Team Industrial Services Inc.  
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Dallas, TX 75284-2233

TUV Rheinland Ind Solutions  
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Boston, MA 02241-7532

LB Foster Ball Winch  
PO Box 643343  
Pittsburgh, PA 15264-3343

Ball Winch  
15786 Hwy 75 North, #110948  
Willis, TX 77378

Herc Rentals, Inc.  
PO Box 650280  
Dallas, TX 75265-0280

Great Western Metals  
14121 Gulf Freeway  
Houston, TX 77034

IRIS NDT, Inc  
1115 W. 41st St.  
Tulsa, OK 74107

Accutest Labs  
7821 Pinemont  
Houston, TX 77040

Adobe Equipment  
7607 Wallisville Rd  
Houston, TX 77020

Dixie Pipe Sales, LP  
Dept #372  
PO Box 4346  
Houston, TX 77210-4346

Praxair  
10 Riverview Dr.  
Danbury, CT 06810

Omnipotech LTD  
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Texas Pipe & Supply Co.  
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Fastway Freight Systems  
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Houston, TX 77287-7644

PARTIES REQUESTING NOTICE:

Hector Duran  
Office of the US Trustee  
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Houston, TX 77002

Harris County  
c/o Tara L. Grundemeier  
Linebarger Goggan Blair et al  
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Bankruptcy & Collections Div.  
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Palladian Publications  
c/o William T. Peckham  
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Austin, TX 78701-2106

AmTrust Insurance Co of Kansas  
Maurice Witscher, LLP  
c/o Alan C. Hochheiser  
2000 Auburn Drive, Ste. 200  
Beachwood, OH 44122

San Jacinto Community College District  
c/o Daniel J. Snooks  
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Houston, TX 77034

US Bank National Association  
c/o Jeremy M. Jones  
Lam, Lyn & Phillip, Pc  
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#### SECURED CREDITORS

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Citibank, N.A.  
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As Representative  
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Chicago, IL 60673

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Malvern, PA 19355

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US Bancorp Equipment Finance  
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Lincolnshire, IL 60069